

## **MINUTES**

### **MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON EDUCATION AND CULTURAL RESOURCES**

**Call to Order:** Chairman Rick Laible, on March 11, 2009 at 3:00  
P.M., in Room 317-A Capitol

#### **ROLL CALL**

**Members Present:**

Sen. Rick Laible, Chairman (R)  
Sen. Rick Ripley, Vice Chairman (R)  
Sen. Gary Branae (D)  
Sen. Taylor Brown (R)  
Sen. Bob Hawks (D)  
Sen. Dan McGee (R)

**Members Excused:** Sen. Bradley Hamlett (D)  
Sen. Sharon Stewart-Peregoy (D)  
Sen. Ryan Zinke (R)

**Members Absent:** None

**Staff Present:** Casey Barrs, Legislative Branch  
Nadine Spencer, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 363, 3/5/2009; HB 488, 3/5/2009

Executive Action: None

**HEARING ON HB 488**

**Opening Statement by Sponsor:**

00:01:28 Rep. Llew Jones (R), HD 27, opened the hearing on HB 488, Revise territory transfer laws relating to K-12 school districts.

[EXHIBIT \(eds54a01\)](#)

[EXHIBIT \(eds54a02\)](#)

00:01:53 Sen. Hamlett entered the hearing.

**Proponents' Testimony:**

00:08:37 Lance Melton, Montana School Boards Association (MTSBA)

00:09:50 Janice Farkell, Brady

[EXHIBIT \(eds54a03\)](#)

[EXHIBIT \(eds54a04\)](#)

00:13:31 Tammie Fagan, Conrad

[EXHIBIT \(eds54a05\)](#)

00:15:05 Sen. Stewart-Peregoy entered the hearing.

00:15:58 Earl Cunningham, Brady

[EXHIBIT \(eds54a06\)](#)

00:19:05 Brian Fladstol, Conrad

[EXHIBIT \(eds54a07\)](#)

00:21:45 Lynn Utterback, Conrad Schools

00:25:34 Harold Blattie, Montana Association of Counties (MACO)

[EXHIBIT \(eds54a08\)](#)

00:26:21 John Bergstrom, Brady

[EXHIBIT \(eds54a09\)](#)

00:26:57 Howard Bergstrom, Brady

[EXHIBIT \(eds54a10\)](#)

00:27:14 Earl Cunningham

**Opponents' Testimony:**

00:30:19 Dave Puyear, Montana Rural Education Association (MREA)

[EXHIBIT \(eds54a11\)](#)

00:36:20 Reid Michel, Dutton/Brady School Board

00:40:45 Eric Doheny, Dutton/Brady School District

00:45:13 Tim Tharp, Dutton/Brady School District  
[EXHIBIT\(eds54a12\)](#)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:52:42 Sen. McGee  
 00:52:55 Tim Tharp  
 00:53:08 Sen. McGee  
 00:53:21 Tim Tharp  
 00:53:31 Sen. McGee  
 00:53:46 Tim Tharp  
 00:54:44 Sen. McGee  
 00:54:46 Tim Tharp  
 00:54:47 Sen. McGee  
 00:55:07 Rep. Jones  
 00:55:12 Sen. McGee  
 00:55:13 Rep. Jones  
 00:55:23 Sen. McGee  
 00:56:28 Rep. Jones  
 00:58:18 Sen. McGee  
 00:59:24 Rep. Jones  
 00:59:50 Sen. McGee  
 00:59:57 Rep. Jones  
 01:00:51 Sen. McGee  
 01:01:17 Rep. Jones  
 01:01:26 Sen. McGee  
 01:01:54 Tim Tharp  
 01:02:42 Sen. McGee  
 01:03:04 Tim Tharp  
 01:04:39 Sen. McGee  
 01:04:48 Sen. Brown  
 01:05:10 Lynn Utterback  
 01:07:49 Sen. Brown  
 01:08:07 Lynn Utterback  
 01:10:34 Sen. Ripley  
 01:11:37 Lynn Utterback  
 01:12:46 Sen. Ripley  
 01:13:25 Lynn Utterback  
 01:14:55 Sen. Ripley  
 01:15:07 Lynn Utterback  
 01:15:25 Sen. Hamlett  
 01:15:48 Rep. Jones  
 01:16:52 Sen. McGee  
 01:17:11 Rep. Jones  
 01:18:00 Sen. McGee  
 01:18:08 Rep. Jones  
 01:18:25 Sen. Branae  
 01:18:43 Lance Melton

01:20:24 Chairman Laible  
01:20:46 Dave Puyear  
01:21:17 Chairman Laible

**Closing by Sponsor:**

01:21:37 Rep. Jones

**HEARING ON HB 363**

**Opening Statement by Sponsor:**

01:26:36 Rep. Llew Jones (R), HD 27, opened the hearing on HB 363, Use retired teachers/administrators to fill vacancies without applicants.

**Proponents' Testimony:**

01:31:13 David Senn, Montana Teachers' Retirement System (TRS)  
01:33:11 Dave Puyear  
01:35:20 Darrell Rud, School Administrators of Montana (SAM)  
01:36:21 Tom Bilodeau, MEA-MFT

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:40:45 Sen. Brown  
01:41:22 David Senn  
01:42:22 Sen. Brown  
01:42:29 David Senn  
01:42:32 Sen. Brown  
01:42:43 David Senn  
01:42:45 Sen. Brown  
01:42:55 Sen. Stewart-Peregoy  
01:43:27 Tom Bilodeau  
01:45:48 Sen. Stewart-Peregoy  
01:45:58 Sen. McGee  
01:46:46 Rep. Jones  
01:47:09 Sen. McGee  
01:47:23 David Senn  
01:47:39 Sen. McGee  
01:47:44 David Senn  
01:47:51 Sen. Brown  
01:48:01 Rep. Jones  
01:48:28 Sen. Brown

**Closing by Sponsor:**

01:48:39 Rep. Jones

**ADJOURNMENT**

Adjournment: 5:00 P.M.

---

Nadine Spencer, Secretary

ns

Additional Documents:

**EXHIBIT ([eds54aad.pdf](#))**